

Senior District Judge Ricardo S. Martinez

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

AVANISH KUMAR JHA and  
RAJNISH KUMAR JHA,

Defendants.

No. 22-CR-49-RSM

ORDER WAIVING REQUIREMENT  
FOR PRESENTENCE INVESTIGATION

THE COURT having considered the defendants' joint motion to waive the generally required presentence investigation with its undisputed facts that are incorporated by reference and adopted as findings of fact, and the case records and files, the Court makes the following findings, satisfying Rule of Crim. P. 32(c)(1)(A)(ii):

1. The defendants have entered pleas of guilt to Count 39 of the indictment;
2. The defendants have been in custody for this offense since April 20, 2023;
3. The parties' plea agreements advocate for an offense level of 19 under the U.S. Sentencing Guidelines;
4. Neither party is aware of any criminal history for either defendant;

ORDER WAIVING  
PRESENTENCE INVESTIGATION  
*U.S.A. v. JHA, 22-cr-49-RSM*  
Page 1 of 2

CARNEY  
GILLESPIE



600 First Ave, Suite LL08  
Seattle, WA 98104  
206.445.0220 MAIN  
206.238.9987 FAX  
carneygillespie.com

1 5. Based on the parties' guidelines calculations, the sentencing ranges for both defendants  
2 would be 30 to 37 months;

3 6. The parties agreed to a substantial statement of facts detailing the offense conduct in their  
4 plea agreements;

5 7. The court expects the parties to sufficiently present any other facts and arguments to  
6 allow the court to consider the factors of 18 U.S.C. § 3553(a)(2)(A)-(D); and

7 8. The defendants wish to be returned to India upon release from custody.

8 BASED ON THESE FINDINGS, the court concludes that the record enables it to  
9 meaningfully exercise its sentencing authority under 18 U.S.C. § 3553 and thereby waives the  
10 generally required presentence investigation under Rule 32(c)(1)(A)(ii). The court will  
11 reschedule the sentencing hearings from September 19, 2025, to a mutually available date that is  
12 as soon as possible.

13 DATED this 16<sup>th</sup> day of June, 2025.

14  
15 

16 RICARDO S. MARTINEZ  
17 UNITED STATES DISTRICT JUDGE

18  
19 Presented by:

20 s/Sean P. Gillespie  
Attorney for Rajnish Jha

21  
22 s/Sara Brin  
Attorney for Avanish Jha